THE HON'BLE MR JUSTICE C.V.RAMULU

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WRIT PETITION No: 8658 of 1998

Between:

Adi Andhra Girls Aided Upper Primary School.

..... PETITIONER

AND

The Secretary to Government Education Department

and others

.....RESPONDENTS

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ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the 2nd respondent in rejecting the request of the petitioner-School for transferring of the vacant Aided S.G.B.T. Teacher post from the 4th respondent-School vide proceedings in Rc.No.1911/B2-2/97-2, dated 21-07-1997, as arbitrary and illegal, and consequently to direct the respondents to transfer the aforesaid vacant Aided

S.G.B.T. Teacher post from the 4th respondent-School to the petitioner-School.

There is no necessity to go into all the details. This writ petition is filed questioning the proceedings dated 21-07-1997, wherein the request of the petitioner-School was rejected for transferring one S.G.B.T.Teacher post, which was declared surplus in the Harijan Sevak Sangh Committee Aided Elementary School, Kurnool, to the school of the petitioner.

The petitioner asserted that there is enough strength of students in its school. Therefore, it requires one more regular post, which is sought to be transferred from R-4-School to other School, instead of petitioner-School. The authorities have rejected the request of the petitioner. The petitioner has obtained status quo order during the pendency of this writ petition. Now, it is more than seven years, since the writ petition was admitted. There could be some change as to the students' strength in the petitioner-School. Therefore, the official respondents may have to consider the case afresh and pass appropriate orders as required under law.

In view of the same, without expressing any opinion on merits, the petitioner is directed to file a detailed representation before the respondents and the respondents, on such representation being filed by the petitioner, are directed to consider the same and pass appropriate orders as per law, while taking the current situation into consideration, within a period of three months from the date of receipt of such representation filed by the petitioner.

The writ petition is accordingly disposed of. No order as to costs.

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C.V.RAMULU, J

Prv

Date:17-08-2005